

## **Exhibit D**

**MORGAN, BROWN & JOY, LLP**  
ATTORNEYS AT LAW  
200 STATE STREET  
BOSTON, MASSACHUSETTS 02109-2605  
TELEPHONE (617) 523-6666  
FACSIMILE (617) 367-3125

LEAN M. MOORE

DIRECT DIAL (617) 788-8081  
lmoore@morganbrown.com

July 25, 2005

Via Facsimile

Kathleen J. Hill, Esq.  
Law Office of Kathleen J. Hill  
92 State Street, Suite 700  
Boston, MA 02109

Re: Griffith v. OneBeacon Insurance Company, et. al.

Dear Kathleen:

I write in response to your July 25, 2005 letter and to confirm the voice mail messages I left for you this afternoon.

Defendants filed their Motion for Summary Judgment and supporting documents electronically, as required by the United States District Court for the District of Massachusetts, on July 21, 2005. Though e-filing is sufficient for service, Defendants placed an additional copy of their Motion and supporting documents in the mail to you on July 21, 2005.

In support of their Motion, Defendants have filed only documents that have been produced over the course of discovery. Plaintiff posed no formal objection to the production of her medical records by Lahey Clinic. Moreover, you failed to respond to Defendants' multiple attempts to enter into a confidentiality agreement.

Nevertheless, Defendants are willing to accommodate your client by filing every exhibit under seal so that no person has access to even the smallest of details such as the post office box Ms. Griffith uses as an address or the fact that her husband is employed. Accordingly, I will file a Motion with the Court requesting that the exhibits be filed under seal tomorrow at noon.

The Clerk has also indicated that Ms. Griffith has some concern with privacy issues related to the Memorandum of Law. If that is true, please bring those issues to my attention before noon tomorrow so that we can address them prior to filing the Motion for Leave to File Under Seal.

I would appreciate it if you could return my call so that we can discuss this situation by telephone as I am away from the office for the remainder of the week. Please call our main

MORGAN, BROWN & JOY LLP

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telephone line and ask to speak with my assistant, Kathy Richards, who can put us in contact with one another.

Very truly yours,

A handwritten signature in cursive script that reads "Leah M. Moore".

Leah M. Moore

cc: The Honorable Edward F. Harrington (via facsimile)  
Joan K. Geddes, Esq.  
Keith B. Muntyan, Esq.